PART IV

Section 2-C

RULES, ORDERS AND NOTIFICATIONS UNDER MYSORE ACTS AND ORDINANCES.

NOTIFICATIONS.

(HOME DEPARTMENT.)

No. H. A. 7020—Pol. 314-51-3, dated Bangalore, 6th November 1951.

Mysore Lotteries and Prize Competitions Control and Tax Rules, 1951.

The following draft of The Mysore Lotteries and Prize Competitions Control and Tax Rules, 1951, which His Highness the Maharaja of Mysore proposes to make in exercise of the powers conferred by section 31 of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951, (Mysore Act XXVII of 1951) is hereby published for the information of all persons likely to be affected thereby as required by sub-section (4) of the said section.

Notice is hereby given that any objection or suggestion to the said draft may be sent to the Chief Secretary to Government of Mysore, Bangalore, before the 15th day of November, 1951, on or after which the draft will be taken into consideration.

1. *Title.*—These Rules may be called The Mysore Lotteries and Prize Competitions Control and Tax Rules, 1951.

2. *Definitions.*—In these rules unless there is anything repugnant in the subject or context,—

(*a*) "Act" means the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951;

(*b*) "Form" means a form appended to these rules;

(*c*) "Licence" means a licence granted under Section 5, 6, 7 or 8 of the Act;

(*d*) "Section" means a section of the Act;

(*e*) "Tax" means the tax levied under section 12 of the Act on a lottery or prize competition licensed under Section 5, 6, 7 or 8 of the Act, as the case may be;

(*f*) Words and expression not defined in these rules shall have the meanings assigned to them in the Act.

3. *Application for licence.*—Any promoter desirous of obtaining a licence under section 5, 6, 7 or 8, shall, either personally or by registered post, submit an application in Form A, B, C, or D, as the case may be, to the Secretary to the State Government notified in this behalf.

4. *Forms and particulars of the licence.*—Every licence under sections 5, 6, 7 or 8 shall be in Form E, F, G and H, respectively, and shall be subject to the conditions and restrictions therein specified and to the provisions of the Act, and these rules. The licence shall be effective throughout the State of Mysore.

5. *Fees for grant of licences.*—(1) A fee shall be charged for every licence as follows :

(i) Rupees ten for every entertainment lottery ;
(ii) Rupees ten for every private lottery promoted by a society having not more than 500 members and restricted to its members ;
(iii) Rupees twenty-five for every other lottery ;
(iv) Rupees twenty-five for every prize competition.

Such fee shall be paid by every applicant into a Government Treasury.

(2) No application for the grant of a licence shall be entertained unless the amount of the licence fee is so paid.

6. *Suspension or cancellation of licence.*—While ordering the suspension or cancellation of any licence under section 11, the State Government shall give the reasons for such order and shall, if requested, furnish a copy of such order together with the reasons for it to the holder of the licence.

7. *Transfer of the licence and partnership.*—Every licence granted under these rules shall be deemed to have been granted personally to the promoter named therein, and no such promoter shall sell or otherwise transfer, or enter into a partnership with any person for the working of such licence.

8. *Loss of licence.*—When any licence granted under these rules is lost or is destroyed or if a holder so desires,

a duplicate copy thereof may be furnished to the holder by the State Government on payment of a fee of:

(i) Rupees two for licence for an entertainment lottery;

(ii) Rupees five for licence for any other lottery;

(iii) Rupees ten for licence for a prize competition.

9. *Production of licence on demand.*—Every person holding or acting under a licence granted under these rules shall produce the same or a copy thereof furnished to him under rule 8 whenever called upon to do so by an officer duly empowered in this behalf.

10. *Keeping Books of Accounts.*—The books of accounts kept by a licensee under section 15 of the Act shall contain the following particulars:—

(*a*) *In the case of an entertainment lottery*—

(i) the number of tickets printed;

(ii) the price of the tickets;

(iii) the number of the tickets sold;

(iv) the amount received by sale of tickets;

(v) the expenses incurred in printing tickets;

(vi) the expenses incurred in purchasing prizes in the lottery;

(vii) the proceeds of the entertainment including the proceeds of the lottery;

(viii) the expenses incurred on the entertainment excluding expenses incurred in connection with the lottery;

(ix) the total proceeds of the entertainment (including the proceeds of the lottery) after deducting the amounts under paragraphs v, vi & viii;

(x) the tax paid on the lottery;

(*b*) In the case of private lottery:—

(i) the number of tickets printed;

(ii) the price of the ticket or chance in the lottery;

(iii) the number of tickets or chances sold;

(iv) the total proceeds of the lottery;

(v) the expenses incurred for printing and stationery;

(vi) the amount devoted to the provision of prizes for purchasers of tickets or chances; or the amount devoted to the purposes which are purposes of the Society as the case may be;

(vii) the tax paid on the lottery.

(*c*) *In the case of Charitable, Religious and Educational Lottery* :—

(i) the number of tickets printed ;
(ii) the price of the ticket or chance in the lottery;
(iii) the number of tickets or chances sold ;
(iv) the total proceeds of the lottery ;
(v) the expenses incurred for printing and stationery ;
(vi) the amount devoted to the provision of prizes for purchasers of tickets or chances ;
(vii) the amount devoted for the benefit of the Charitable, Religious or Educational Institution or Organisation concerned ;
(viii) the tax paid on the lottery.

(*d*) *In the case of Prize Competitions* :—

(i) the number of coupons submitted by persons in respect of every prize competition ;
(ii) the number of free entry coupons ;
(iii) the amount received in respect of such competition ;
(iv) the tax paid in respect of the prize competition.

Provided that in case of a prize competition in respect of which the entrance fee is included in or forms part of the consideration for the sale of any goods and is not separately levied the licensee shall keep a separate account of the sums received in respect of such fee :

Provided further that when no entrance fee is levied in any manner whatever in respect of a prize competition, the licensee shall keep a separate account of the prizes given away in such prize competition.

11. *Every Licensee to furnish return of Accounts kept under Section 15 of the Act.*—(*a*) Every licensee in the case of lotteries shall submit to the Deputy Commissioner of the District a statement of account within seven days of the drawing of the lottery ; and

(*b*) Every licensee in the case of prize competition shall within fifteen days of the close of each calendar month, submit to the Deputy Commissioner of the District a return in Form I of the total sum received by him during the month and other particulars in respect of every prize competition.

12. *Penalty for breach of Rule 7, 9, 10 or 11.*—Any licensee contravening rule 7, 9, 10 or 11 of these rules shall, on conviction, be liable to fine which may extend to fifty rupees.

FORM A.

(See *Rule 3*).

Application for the grant of a License under Section 5 of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951.

(Mysore Act XXVII of 1951).

	The replies to be written in this column.
1. Full name and address of the Promoter ...	
Town or village (and name of street and number of premises in case of a town).	
Taluk	
District.	
2.* The details of the entertainment lottery for which license is applied for, *viz.*, place, date or dates, and time of the entertainment, the price of the ticket and the amount proposed to be spent on prizes in the lottery.	
3. Whether the promoter had applied for a license before and, if so, with what result. ...	
4. Remarks	
Date of application.	

... ... *Signature of the Applicant.*

**Explanation.*—The applicant shall furnish with the application a specimen of the ticket in the lottery and any other literature proposed to be issued in connection with the lottery.

FORM B.

(See *Rule 3*).

Application for the grant of a License under Section 6 of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951.

(Mysore Act XXVII of 1951).

	The replies to be written in this column.
1. Full name and address of the Promoter ... Town or village (and name of street and number of premises in case of a town). Taluk ... District. ...	
2. Full name and address and number of members of the Society in case the lottery is promoted for members of a Society.	
3.* The details of the private lottery for which license is applied for, *viz.*, place, date and time of the holding of the lottery and the price of the ticket or chance in the lottery and the prizes offered to purchasers of tickets or chances in the lottery and/or portion of proceeds proposed to be devoted to purposes which are purposes of the Society.	
4. Whether the promoter had applied for a license before and, if so, with what result.	
5. Remarks.	

Date of application.

Signature of the Applicant.

**Explanation.*—The applicant shall furnish with the application a specimen of the ticket or chance in the lottery and any other literature proposed to be issued in connection with the lottery.

FORM C.

(See *Rule 3*).

Application for the grant of a License under Section 7 of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951.

(Mysore Act XXVII of 1951).

	The replies to be written in this column.
1. Full name and address of the Promoter. ...	
Town or village (and name of street and number of premises in case of a town).	
Taluk	
District.	
2. Full name of the institution or organization for the benefit of which the lottery is promoted.	
3.* The details of the lottery for which license is applied for, *viz.*, place, date and time of the holding of the lottery and the price of the ticket or chance in the lottery and the prizes offered to purchasers of tickets or chances in the lottery and the portion of proceeds proposed to be devoted for the benefit of the charitable/religious/educational institution or organisation.	
4. Whether the promoter had applied for a license before and, if so, with what result.	
5. Remarks	

Date of application

Signature of the Applicant.

**Explanation.*—The applicant shall furnish with the application a specimen of the ticket or chance in the lottery and any other literature proposed to be issued in connection with the lottery.

FORM D.

(See *Rule 3.*)

Application for the grant of a License under Section 8 of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951.

(Mysore Act XXVII of 1951).

		The replies to be written in this column.
1.	Full name and address of the Promoter ...	
2.	Name of the newspaper or periodical or place of business. Town or village (and name of street and number of premises in case of a town). Taluk ... ... District	
3.*	The details of the prize competition (or competitions) for which license is applied for with details of entrance fee and the method of selecting the prize winners.	
4.	Whether the promoter had applied for a license before and, if so, with what result.	
5.	Remarks	

Date of application.

... ...

Signature of the Applicant.

**Explanation.*—The applicant shall furnish with the application a specimen entry form and any other literature proposed to be issued in connection with the prize competition.

FORM E.

(See *Rule 4.*)

License for an Entertainment Lottery under Section 5 of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951.

(Mysore Act XXVII of 1951.)

LICENSE NO.

(Name of promoter).....
(Address).....
(Signature and place).....
Town or Village (name of Street and number of premises in case of a town)...
.....Taluk.....District.....
is hereby granted license subject to the provisions of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951 (Mysore Act XXVII of 1951), (hereinafter called "The Act") and the rules thereunder for the promotion of a lottery described in the Schedule annexed to this license, as an incident of an entertainment to be held on (date or dates) ..... subject to the conditions hereinafter mentioned, namely :—

CONDITIONS.

1. The licensee shall afford all facilities for the checking of his account and shall, at all reasonable times, produce for inspection accounts or other documents and shall furnish fully and correctly any information in his possession as may be required for the purpose of the Act by the State Government or by any officer authorised by the State Government in this behalf.

2. The licensee shall not vary the details of the price of the ticket and the prizes stated in respect thereof in the Schedule hereto annexed without the previous permission of the State Government.

3. The licensee shall state in a prominent place in every notice, announcement, ticket or any other document issued in connection with the lottery that he has obtained such license and shall also specify in such notice, announcement, ticket or other documents, the number and date of the license.

4. The licensee shall, if called upon by the State Government or the Deputy Commissioner of the District, to do so, at any time deposit in cash or in Government Securities or in Post Office Cash Certificates an amount equal to the probable amount of the tax payable by him under Section 12 of the Act in respect of the Lottery.

5. Without prejudice to the liability of the licensee, if any, to be proceeded against under any of the provisions of the Act or the rules made thereunder the license shall be liable to be suspended or cancelled in accordance with the provisions of Section 11 of the Act.

6. If the license is suspended or cancelled for any reason, the licensee shall not be entitled to any compensation for such suspension or cancellation or to the refund of any fee paid in respect thereof.

Dated this day of 19 .

SEAL

Signature of the Secretary to the State Government.

SCHEDULE.

(Description of the entertainment Lottery).

FORM F.

(See *Rule 4.*)

License for promotion of a Private Lottery under Section 6 of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951.

(Mysore Act XXVII of 1951).

LICENSE NO.

[Name(s) of promoter(s)].....

.....

(Address).....

(Situation and place of business).....

Town or Village (name of Street and number of premises in case of a town) .....

.....Taluk.....District.....

is hereby granted license subject to the provisions of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951 (Mysore Act XXVII of 1951) (hereinafter called "the Act") and the rules thereunder for promotion of a private lottery described in the Schedule annexed to this license to be held on the date or dates) ... . subject to the conditions hereinafter mentioned, namely :—

CONDITIONS.

1. The licensee shall afford all facilities for the checking of his account and shall, at all reasonable times, produce for inspection accounts or other documents and furnish fully and correctly any information in his possession as may be required for the purposes of the Act by the State Government or by any officer authorised by the State Government in this behalf.

2. The licensee shall not vary the details of the price of the ticket and the prizes stated in respect thereof in the attached Schedule hereto annexed without the previous permission of the State Government.

3. The licensee shall state in a prominent place in every notice, announcement, ticket or any other document issued in connection with the lottery that he has obtained such license and shall also specify therein the number and date of the license.

4. The licensee shall, if called upon by the State Government or the Deputy Commissioner of the District, to do so, at any time deposit in cash or in Government Securities or in Post Office Cash Certificates an amount equal to the probable amount of the tax payable by him under Section 12 of the Act in respect of the lottery.

5. Without prejudice to the liability of the licensee, if any, to be proceeded against under any of the provisions of the Act and the rules made thereunder the license shall be liable to be suspended or cancelled in accordance with the provisions of Section 11 of the Act.

6. If the license is suspended or cancelled for any reason, the licensee shall not be entitled to any compensation for such suspension or cancellation or to the refund of any fee paid in respect thereof.

Dated this day of 19

SEAL

Signature of the Secretary to the State Government.

SCHEDULE.

(Description of the private lottery).

FORM G.

(See *Rule* 4).

License for promotion of a Charitable Lottery under Section 7 of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951.

(Mysore Act XXVII of 1951).

LICENSE NO.

[Name(s) of Promoter(s)].....

.....

(Address).....

(Situation and place of business).....

Town or village (name of street and number of premises in case of a town).....

.....Taluk.....District.....

is hereby granted license subject to the provisions of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951, (Mysore Act XXVII of 1951) (hereinafter called "the Act") and the rules thereunder for promotion of a charitable lottery described in the Schedule annexed to this license to be held on the (date or dates).....subject to the conditions hereinafter mentioned, namely :—

CONDITIONS.

1. The licensee shall afford all facilities for the checking of his account and shall, at all reasonable times, produce for inspection accounts or other documents and furnish fully and correctly any information in his possession as may be required for the purposes of the Act by the State Government or by any officer authorised by the State Government in this behalf.

2. The licensee shall not vary the details of the price of the ticket and the prizes stated in respect thereof in the attached Schedule hereto annexed without the previous permission of the State Government.

3. The licensee shall state in a prominent place in every notice, announcement, ticket or any other document issued in connection with the lottery that he has obtained such license and shall also specify therein the number and date of the license.

4. The licensee shall, if called upon by the State Government or the Deputy Commissioner of the District, to do so, at any time deposit in cash or in Government Securities or in Post Office Cash Certificates an amount equal to the probable amount of the tax payable by him under section 12 of the Act in respect of the lottery.

5. Without prejudice to the liability of the licensee, if any, to be proceeded against under any of the provisions of the Act and the rules made thereunder the license shall be liable to be suspended or cancelled in accordance with the provisions of section 11 of the Act.

6. If the license is suspended or cancelled for any reasons, the licensee shall not be entitled to any compensation for such suspension or cancellation or to the refund of any fee paid in respect thereof.

Dated this day of 19 .

SEAL.

Signature of the Secretary to the State Government.

SCHEDULE.

(Description of the Charitable Lottery).

FORM H.

(See *Rule* 4).

License for promotion of a Prize Competition (or Competitions) under Section 8 of the Mysore Lotteries and Prize Co mpetitions Control and Tax Act, 1951.

(Mysore Act XXVII of 1951).

LICENSE NO.

(Name of Promoter).....
(Name of Newspaper or periodical).....
(Address).....
(Situation and place of business).....
Town or village (Name of street and number of premises in the case of a town) .....Taluk.....District.....
is hereby granted license subject to the provisions of the Mysore Lotteries and Prize Competitions Control and Tax Act, 1951 (Mysore Act XXVII of 1951), (hereinafter called "the Act"), and the rules thereunder for promotion of prize competition (or competitions) described in the Schedule annexed to this license, for the period from 19 to 31st March 19 , both days inclusive, subject to the conditions hereinafter mentioned, namely :—

CONDITIONS.

1. The licensee shall afford all facilities for the checking of his accounts and shall, at all reasonable times, produce for inspection, accounts or other documents and shall furnish fully and correctly any information in his possession as may be required for the purposes of the Act by the State Government or any officer authorised by the State Government in this behalf.

2. The licensee shall not vary the details of the competition entrance fee and the prizes stated in respect thereof in the schedule hereto annexed without the previous permission of the State Government.

3. The licensee shall state in a prominent place in every publication, ticket or coupon issued in connection with the prize competition(s) that he has obtained such license and shall also specify in such publication, ticket or coupon the number and the date of the license.

4. The licensee shall not exhibit or cause to be exhibited in his place of business or any other public place any document which is or purports to be a cash voucher, ticket or entry fee receipt issued in connection with the prize competition.

5. The licensee shall, if called upon by the State Government or the Deputy Commissioner of the District, to do so, at any time deposit in cash or in Government securities or in Post Office Cash Certificates an amount equal to the probable amount of the tax payable by him under section 12 of the Act for any quarter in respect of the prize competition or competitions.

6. The licensee shall appoint a committee for the purpose of scrutinising the result of each prize competition and any officer appointed by the State Government in this behalf shall be one of the members of such committee.

7. Without prejudice to the liability of the licensee, if any, to be proceeded against under any of the provisions of the Act and the rules made thereunder, the license shall be liable to be suspended or cancelled in accordance with the provisions of section 11 of the Act.

8. If the license is suspended or cancelled for any reason the licensee shall not be entitled to any compensation for such suspension or cancellation or to the refund of any fee paid in respect thereof.

Dated this day of 19 .

SEAL.

Signature of the Secretary to the State Government.

SCHEDULE.

[Description of the Prize Competition (or Competitions)].

FORM I.

(See *Rule* 11).

Name of Promoter.....

Number of License.....

Nature and description of Prize Competition.....

Prizes offered for the Competition.....

Month	Total No. of coupons submitted	Total No. of free entry coupons	Total sum received in respect of such competition	Remarks
1	2	3	4	5

I do hereby declare that I have compared the above particulars with my book of account and they are, in so far as I can ascertain, accurate and complete.

Dated this day of 19 .

Signature of the Promoter.

By Order of His Highness the Maharaja,

E. V. GANAPATI IYER,
Chief Secretary to Government.

No. W. 797, dated Bangalore, 2nd November 1951.

In exercise of the powers conferred by Section 20 of the Mysore House Rent and Accommodation Control Act, 1951 (Mysore Act No. XXX of 1951), His Highness the Maharaja of Mysore is pleased to exempt houses owned by any local authority or Muzrai Institution from all the provisions of the said Act.

By Order of His Highness the Maharaja,

N. R. JAYA RAO,
Secretary to Government,
Law Department.

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